

## **Exhibit D**



## United States Department of the Interior

OFFICE OF THE SECRETARY

Washington, DC 20240

IN REPLY REFER TO:  
7202.4-OS-2019-00199

January 29, 2019

Via email: [dkmadden@gunster.com](mailto:dkmadden@gunster.com)

Deborah K. Madden  
Gunster  
Florida's Law Firm for Business  
450 East Las Olas Boulevard, Suite 1400  
Fort Lauderdale, FL 33301

Dear Ms. Madden:

On, November 16, 2018, you filed a Freedom of Information Act (FOIA) request seeking the following:

Requesting from March 1, 2018 to present all emails, text messages, and mobile/smart phone application messages to or from, and January 1, 2018 to present all calendar appointments included on the calendars of the listed OERI staff below:

OERI Staff:

- a. Kevin Burger
- b. Allyn Childress
- c. Dennis Duke
- d. Joan Lawrence
- e. Sandy Soto
- f. Tina Moeinian

Your request was received in the Office of the Secretary FOIA office on November 16, 2018, and assigned control number **OS-2019-00199**. Please cite this number in any future communications with our office regarding your request.

We have classified you as a "commercial use" requester. As such, we may charge you for all search, review, and duplication costs for processing this request. *See 43 C.F.R. § 2.39.*

Ms. Deborah K. Madden

You agreed to pay fees up to a particular amount. We are writing to inform you that our best estimated cost for processing your request will be approximately/at least \$25,000. This includes our estimated costs for search and review.

Under the circumstances, you may:

- Provide us with written assurance of your willingness to pay at least \$25,000 for the processing of your request;
- Ask us to process your request up to the amount you have already agreed to pay
- \$25,000 (or some additional amount that is lower than our estimate of \$25,000 for the processing of your request);
- Reduce the scope of your request, so as to limit the amount of time and/or duplication that would be required to process your request, such that your fee does not exceed the amount that you have agreed to pay; or
- Withdraw your request.

Please note that the time frame for processing your request will not commence until the remaining issues regarding the payment of FOIA fees have been resolved. According to our regulations, if we do not receive your written response **within 20 workdays** from the date of this letter, we will presume that you are no longer interested in pursuing your request, we will not be able to comply with your request, and we will close our file on it. *See 43 C.F.R. § 2.49(c).*

The 2007 FOIA amendments created the Office of Government Information Services (OGIS) to offer mediation services to resolve disputes between FOIA requesters and Federal agencies as a non-exclusive alternative to litigation. Using OGIS services does not affect your right to pursue litigation. You may contact OGIS in any of the following ways:

Office of Government Information Services  
National Archives and Records Administration  
8601 Adelphi Road - OGIS  
College Park, MD 20740-6001  
E-mail: [ogis@nara.gov](mailto:ogis@nara.gov)  
Web: <https://ogis.archives.gov>  
Telephone: 202-741-5770  
Fax: 202-741-5769  
Toll-free: 1-877-684-6448

Please note that using OGIS services does not affect the timing of filing an appeal with the Department's FOIA & Privacy Act Appeals Officer.

Ms. Deborah K. Madden

In the interim, if you have any questions regarding the status of your request, or any of the issues discussed in this letter, you may contact Cindy Sweeney by phone at 202-513-0765, by fax at 202-219-2374, by e-mail at [os\\_foia@ios.doi.gov](mailto:os_foia@ios.doi.gov) or by mail at U.S. Department of the Interior, 1849 C Street, NW, MS-7328 MIB, Washington, D.C. 20240.

You also may seek dispute resolution services from our FOIA Public Liaison, Clarice Julka.

Sincerely,

CLARICE  
JULKA

Digitally signed by CLARICE  
JULKA  
Date: 2019.01.29 12:58:41  
-05'00'

Clarice Julka  
Office of the Secretary  
FOIA Officer